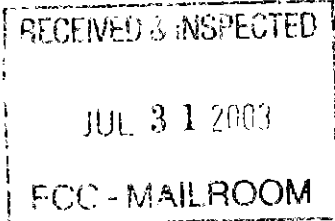


OAKLAND UNIFIED SCHOOL DISTRICT  
1025 SECOND AVENUE, OAKLAND, CALIFORNIA 94606



July 30, 2003

Federal Communications Commission (FCC)  
Office of the Secretary  
9300 East Hampton Drive  
Capitol Heights, MD 20743

Dear Sir or Madam:

Re Docket No 96-45 and 97-21  
Waiver Request and Appeal to the FCC for the Oakland Unified School District

Billed Entity Number 144227

471 Application Number: 363385

Administrator's Decision on Appeal. June 2, 2003

Oakland Unified School District (District) respectfully requests a waiver of the 60 day submission deadline for our appeal of Form 471 application number 363385 based on the following circumstances

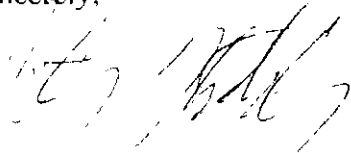
1. The Oakland Unified School District (OUSD) submitted Form 471 application numbers 351033 and 363385 together via FedEx on February 6, 2003.
2. On March 20, 2003 OUSD received a Certification Postmarked Outside of Window notification regarding Form 471 Application # 351033. The notice states that certification was postmarked on 2/13/2003. OUSD did not receive a Certification Postmarked Outside of Window notification regarding Form 471 Application # 363385
3. On April 17, 2003 OUSD submitted an e-mail appeal of the Certification Postmarked Outside of Window notification for Application # 351033.
4. On June 3, 2003 the appeal of Form 471 # 351033 was Approved For Certification.

A handwritten signature, possibly "O", in dark ink.

- 5 Since both Form 471 # 351033 and Form 471 # 363385 were properly submitted together the original SLD Certification Postmarked Outside of Window notification for Form 471 # 363385 was in error
- 6 On May 2, 2003 OUSD had a phone conversation with an SLD representative in which we verbally received the following information:
  - Based on the appeal of Form 471 # 351033 OUSD had been assigned case # 207160
  - Although Form 471 # 363385 was also Certified Postmarked Outside of Window on the SLD web site, no letter from the SLD had gone out on application # 363385.
  - It is permissible for OUSD to file an appeal based on the Certified Postmarked Outside of Window information posted on-line even though we had not received a letter from the SLD
  - There was no mention of a deadline or any need for urgent action regarding Form 471 # 363385.
- 7 Since we had not received written notification and had not been verbally informed by the SLD of a written notification or informed of a submission deadline OUSD did not feel an urgency to submit an appeal of Form 471 # 363385. Had we been informed in writing or via phone as we had been for Form 471 # 351033 we would certainly have submitted within the 60 day deadline. All documentation required was identical to that submitted for the appeal of Form 471 # 351033 and had been prepared for the submission of that appeal.

Therefore Oakland Unified School District respectfully requests that this waiver request be granted and our appeal of Form 471 # 363385 be considered.

Sincerely,



/Peter Hutcher  
Director, Technology Services  
Oakland Unified School District  
314 E. 10<sup>th</sup> Street, Oakland CA 94606  
510-879-8579 Voice  
510-879-1848 FAX  
peter.hutcher@secmail.ousd.k12.ca.us



8455 PARDEE DR  
OAKLAND, CA 94621

Location: OAKA  
Device ID: OAKA-POS2  
Employee: 367518  
Transaction: 800011679786

**PRIORITY OVERNIGHT**

808605734365 0.15 lb (S) \$17.24

**Total Due: \$17.24**

FedEx Account: \$17.24  
\*\*\*\*35507

*H = Weight entered manually*  
*S = Weight read from scale*  
*T = Taxable item*

Subject to additional charges. See FedEx Service guide  
at [fedex.com](http://fedex.com) for details. All merchandise sales final.

visit us at: [www.fedex.com](http://www.fedex.com)  
Or call 1-800-Go-FedEx®  
(800)463-3339

February 6, 2003 5:52.35 PM

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## Package / Envelope Services

Ship

Track

Rates

Pickup

Locations

Transit Time

International Tools

- ▶ Track Shipments
- ▶ Airplane Reference Tools
- ▶ Email Alerts
- ▶ FedEx Agent
- ▶ FedEx Office
- ▶ FedEx Tracking
- ▶ FedEx Web

## Related Links

- ▶ Signature Mail
- ▶ FedEx Office
- ▶ FedEx Agent - Southern
- ▶ FedEx Agent - Chicago

## Track Shipments

[Quick Help](#)

## Detailed Results

**Tracking Number** 838605734365  
**Reference Number**  
**Ship Date** 02/06/2003  
**Delivered To**  
**Delivery Location** LAWRENCE KS  
**Delivery Date/Time** 02/07/2003 09 17  
**Signed For By** M HODGES  
**Service Type** Priority Envelope

## Tracking Options

- Obtain a Signature Proof of Delivery
- Email these tracking results to one or more recipients
- Track More Shipments

## NEED TO KNOW

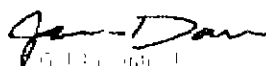
Scan Activity

Date/Time

Comments

Delivered/LAWRENCE KS

02/07/2003 09 17

  
JAN-DAN

## Email Your Detailed Tracking Results

Enter your email (optional), up to three email addresses as recipients, add your message, and click on **Send Email**

**From**   
**To**   
**To**   
**To**

Add a message to this email

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**Universal Service Administrative Company**  
Schools & Libraries Division

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**Administrator's Decision on Appeal - Funding Year 2003-2004**

June 3, 2003

Peter Hutcher  
Oakland Unified School District  
1025 2<sup>nd</sup> Avenue  
Oakland, CA 94606-2212

Re	Billed Entity Number	144227
	471 Application Number:	351033
	Funding Request Number(s):	946050, 946081, 946084, 946094, 946104, 1031052, 1031938, 1032487
	Your Correspondence Dated:	April 17, 2003

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2003 Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

<u>Funding Request Number:</u>	946050, 946081, 946084, 946094, 946104, 1031052, 1031938, 1032487
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Decision on Appeal	<b>Approved for Certification</b>
Explanation	

- Your appeal has brought forward persuasive information that your Application should be certified and considered for funding.

The SLD will now certify your Form 471 application number 351033. Once this has been completed the SLD will review your application for eligibility and compliance with program rules. Once a final determination has been made the SLD will issue a *Funding Commitment Decision Letter* to you and to each service provider affected by this decision. SLD will issue the *Funding Commitment Decision Letter* to you as soon as possible.

We thank you for your continued support, patience, and cooperation during the appeal process

Schools and Libraries Division  
Universal Service Administrative Company